

7/5/05

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - July 5, 2005
(The Honorable Ross W. Krumm Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings: _____)

Admission of Peter Pearl with Movant Howard Beck

Attys: Debtors: Case Nos.: Trustees:

10:00 A.M.

M Giles JOHN D ROTHERT 04-1498 Creasy/NS
AP 05-7010: Recover Money/Property - *contd from 4/7*
Roy V. Creasy, Trustee (Maxwell) v. debtor & Debra K. Foltz

M Giles DONALD & MELISSA PALMER 05-71910 Creasy/JM
Motion for Relief filed 6/7 by JP Morgan Chase Bank NA (Rosado); #6, 7, 8,

Janney TINA RAKES 05-70880 Allen/GR
Motion of Debtor for Turnover of Property of Estate and Motion for Sanctions
for failure to comply with Order Staying Garnishment - filed 5/27; # 11
Motion to Withdraw/Dismiss Motion for Turnover filed 6/7; #14

Order entered 6/15 (consent) granting w/draw/dismiss of mtn for turnover #16

Shankman JEFFREY JOE TROUT 05-70246 /JJ
AP 05-07053: Det dischargeability
Robin Slate (pro se) v. Jeffrey Joe Trout (Shankman)
Answer filed 6/6; #7
Motion to Dismiss filed by defendant 6/6; #6

AP 05-07054: Det. Dischargeability
Dennis Ray Myers (Pro se) v. Jeffrey Joe Trout (Shankman)
Answer filed 6/6; #6, 8
Motion to Dismiss filed by defendant 6/6; #7

Hileman JEFFREY & PEGGY OSBORNE 03-3540 Krippend/AF
AP 05-07063: Recover Money or Property
Evelyn K. Krippendorf, Trustee (Krippendorf) v. Debtors & Rich House

AP 05-07064: Recover Money or Property
Evelyn K. Krippendorf, Trustee (Krippendorf) v. Debtors & Capital One Bank

7/5/2005 RWK

M. Giles	WILLIAM & LOUISE WILBOURN Motion to Redeem: Debtor v. Ford Motor Credit Company filed 5/17; #18 <u>Response</u> filed 6/10 #20 (Eason)	04-74679	Creasy/GR
Janney	RASTUS WILLIAMS Motion to Redeem property upon which Friedman's Jewelers has lien, filed 5/31; # 7, 8	05-70693	Vogel/NS
Bowman	RHONDA REEF UST Motion to Extend Issuance of Discharge filed 6/13 #12 (Garber)	05-71368	Allen/SL
Palmer	LATISHA THOMPSON Trustee's Motion to Dismiss Case for Failure to Cooperate filed 6/6; #49 Exhibit filed 6/6; #50 Answer filed 6/15 #52	01-03047	Wick/JJ
Palmer	MICHAEL & KIMBERLY PHILLIPS Motion to Sever Ch 7 case (f. f. paid \$155) on 6/1; # 13	05-70389	Creasy/NS
Janney	TIMOTHY & LISA KEATTS Motion of Trustee to Approve Sale of Estate's Interest in Secured Property subject to liens filed 5/26; # 22, 23 Obj: filed 6/1; # 24 by debtor by counsel	04-821	Allen/SO
Padgett	JAMES & KIRSTIE STURGILL Motion for Relief - filed 5/31; # 7, 8, 9, 10 11; 12 by DaimlerChrysler Services NA LLC (Higgs) <i>-Order of 6/15 granted motion</i>	05-71909	Creasy/JM

7/5/2005 RWK

P Brown	JOHN & PAHNNEE VAIL Motion for Relief - filed 6/2; # 6, 7, 8, 9, 10; by Mortgage Lenders Network USA Inc (Sasser) re: 9358 Aylesbury Lane Charlotte NC property Answer filed by debtor 6/13 #12	05-72073	Krippend/SL
Dorsey	BRENDA BANDY Objection of Trustee to Exemptions filed 6/3; # 12	05-70953	Wick/SJ
Spencer	TERRY WITT Motion of Trustee to Extend time to file objections to exemptions or complaints re: Discharge/Dischargeability filed 6/3; # 6, 7, 8	05-71370	Krippend/SL
P Brown	BARRY LAMB Motion of Trustee to Extend time to file objections to exemptions or complaints re: Discharge/Dischargeability filed 6/3; # 6, 7	05-71299	Krippend/NS
Vogel, III	RYAN & ELLEN DEFOREST Motion of Trustee to Extend time to file objections to exemptions or complaints re: Discharge/Dischargeability filed 6/3; # 13, 14	05-71325	Krippend/VS
Shrader	JOSEPH & SUSAN SEARCH Motion of Trustee to Extend time to file objections to exemptions or complaints re: Discharge/Dischargeability filed 6/3; # 10, 11	05-71356	Krippend/SJ
Whitehurst	APRIL MCCONNELL Motion for Relief <u>from Co-Debtor Stay</u> filed 6/6; # 10, 11 by Washington Mutual Bank (Wood) Movants Cert filed 6/6 #8 Moton for Relief from Stay filed 6/36; #7, by Wshington Mutual Bank (Wood)	05-72013	McLean/LM

Spencer	TERRY WITT	05-71370	Krippend/SL
	Motion of Trustee to Extend time to file objections to exemptions or complaints re: Discharge/Dischargeability filed 6/3; #6,#7		
Gillis	BOBBY CANTRELL	05-70941	Wick/JJ
	Trustee's Motion to Dismiss Case for Failure to Cooperate filed 6/6; #11		
Giles	DEBORAH BASTIAN	04-03701	Connelly/SJ
	Debtor's Motion to Reconsider filed 6/15 #75 (re: order granting relief #76) <u>Response</u> filed 6/29 #78		
Gillis	DEBORAH AKERS	05-70943	Wick/JJ
	Trustee's Motion to Dismiss Case for Failure to Cooperate filed 6/6; #12		
Ludwig	CHERYL MYERS	05-72028	McLean/VS
	Motion for Relief - filed 6/10; # 9, 10, 11, 12 by Daimler Chrysler Services NA LLC (Higgs) <i>Def Ord entered 6/22 #15</i>		
Bowman	RHONDA REED	05-71368	Allen/SL
	Motion of U S. Trustee (Garber) to extend issuance of discharge filed 6/13; # 12		
Palmer	SHERRIE STANLEY	05-71402	Allen/S
	Motion of U S. Trustee (Garber) to extend issuance of discharge filed 6/13; # 9		
Shrader	TRACY & KIMBERLY TILLER	05-72042	Krippend/JJ
	Motion for Relief - filed 6/10; # 7, 8, 9, 10 by Chase Home Finance (Stewart) -Amended Motion/notice filed 6/13 to correct hearing date info <u>Response</u> filed 6/15 #16 <i>-ORDER of 6/27 withdrew motion</i>		

Janney	HAROLD HILL JR	05-72173	Vogel/SL
	Motion for Relief - filed 6/8; #6 7, 8, 9, by Countrywide Home Loans (Sasser) O/E on 6/23 #12 Dismissing Motion <u>(HEARING CANCELLED)</u>		
Palmer	MICHELLE HAM	05-71424	Allen/VS
	Motion of U. S. Trustee (Garber) to extend issuance of discharge filed 6/13; # 9		
Shankman	CHARLES & ORA WHITE	05-72124	Vogel/VS
	Motion for Relief - filed 6/10; # 7, 8, 9, 10 by Daimlerchrysler Services NA LLC (Higgs) <i>-Order of 6/30 granted relief and cancels hearing #13</i>		
Leblanc	CHARLES MCVEY	05-71717	McLean/LM
	Motion for Relief - filed 6/13; # 12 by DaimlerChrysler Services NA LLC (Higgs) <i>-Order of 6/27 granted relief (default)</i>		
Shankman	CALVIN COX	05-72122	Vogel/SO
	Motion for Relief filed by GMAC(Eason) 6/14 #7, 9 Movant's Cert. filed 6/20 #11 Answer filed 6/21 #12 Amended answer to correct case number filed 6/22 #13 <i>Per Chambers a fax consent order is circulating - there will be no appearances by counsel</i>		
Shankman	ALBERT FABRIZI	05-71925	Creasy/VS
	Motion for Relief filed by Citifinancial Mortgage(Zimm) 6/16 #8, 9, 11 Movants Certification filed 6/16 #9		
Shankman	FREDDIE AND SHARON KEITH	05-71145	McLean/JJ
	Motion for Relief by Wells Fargo Home Mort. (Sasser) 6/15 #7,9		

7/5/2005 RWK

Szathmary	BENETTA AYERS	05-71637	Krippendo/AF
	Motion for Relief filed by National City Mort.(Stewart) 6/14 #10, 12, 13		
	Movant's Certification filed 6/14 #12		
	<u>Response</u> filed 6/27 #16		

Krippendo	FELISSA MORRIS	05-71439	McLean/AF
	Motion for Relief by Citizens Auto Finance, Inc.(Fogleman) #13, 15,		
	Amended notice filed 6/15 #16(correcting time from 9:00)		
	Movant's cert. filed 6/15 #17		
	<u>Response</u> filed 6/24 #20		

McLean	ELAINE CAUDILL	04-240	Allen/AF
	Trustee's motion to approve sale filed 6/20 #75		

11:00 A.M.

Bowman	VERONICA ZIELENSKI	04-2731	McLean/AF
	Debtor Motion for Turnover filed 5/19; # 30 – <i>contd from 6/9</i>		
	(See also A/P 04-00100 & summ.jdgt mots scheduled for 2:00PM)		

Jamison	TERRY MONTGOMERY	03-492	Connelly/NS
	Motion of Trustee to Dismiss case filed 5/10; # 45 - <i>contd from 7/5</i>		

M. Hart	LINDA HILL	03-03772	Connelly/SL
	Trustee Motion to Dismiss Case filed 5/10; #52		

Janney	ERIC CLARK	03-03971	Connelly/SL
	Trustee Motion to Dismiss Case filed 5/10; #90		
	Response filed by debtor 5/17; #91		

7/5/2005 RWK

Janney	YOLANDA WEATHERSPOON Motion of Trustee to Dismiss case filed 5/10; # 26 Response filed by debtor 5/17; #27	04-2129	Connelly/VS
Derryberry Beck	P.A. PLYMOUTH Fifth/Final Application for Compensation filed 6/8 #415 (Derryberry)	03-03350	DIP/JJ
Padgett	MICHAEL HURT Motion of Trustee to Dismiss Case filed 5/10; # 31	03-4725	Connelly/VS
M Hart	CHARLES & CARMEN WILLIAMS Motion of Trustee to Dismiss Case filed 5/10; # 24	03-00708	Connelly/JM
Hileman	JESSIE & SANDRA KEEN Motion of Trustee to Dismiss case filed 6/10; # 45	03-2100	Connelly/S
Magee	LAKE LANDSCAPE & EROSION CENTER Second Application for Compensation and Expenses of Kevin A. Mele, PC, CPA filed 6/2; # 162, 163 Third Application for Compensation and Expenses for <i>Magee Foster Goldstein Sayers</i> filed 6/13 #168 (Magee)	04-3883	DIP/GR
P. Brown	JULIE PEARL HAMPTON Motion for Relief filed 6/7; #43, 44, 45 by USA/USDA/Rural Housing (Eckert) <u>Answer filed 6/9 #46 by debtor by counsel</u>	03-04752	Connelly/JJ

Bowman	JANE THOMPSON	04-01208	Connelly/JM
	Motion of Debtor to disburse funds from Trustee Account to Pay Attorney Fee filed 6/9; # 76 Amended Cert Serv filed 6/30 #77 Exhibits filed 6/30 #78		
Bowman	JOYCE ROSS	03-4631	Creasy/AF
	AP 04-8: Plaintiff Motion to compel discovery; Mot for Atty Fees & Costs Exhibits: Interrogatories, Request for Production of Documents filed 6/29 #28 Debtor v. Household Realty Corp of Va. (Taylor)		
Bowman	WILLIAM & BELINDA WELCHER	04-74262	Connelly/SJ
	Amended Plan filed 3/22 #41 cont from 5/11 Motion for Turnover #48,50 <i>Amended notice (previously scheduled 7/6@9AM)</i> Trustee's Response filed 6/7 #47 <u>Order Granting Motion for Turnover entered 6/20 #51</u>		
Bowman	DEBORAH BISHOP	05-71271	Connelly/SL
	Court's 7/7/05, #37 order to show cause to G. Bowman re: showcause why administrative notice fee has not been paid & why case should not be dismissed Debtor's Motion for Contempt against Intelos, Inc. for service filed 6/24 #33		
Bowman	TRINDA REDMOND	04-01166	Connelly/SL
	Plan filed 3/17/04 <i>cont from 5/11</i> Notice by Debtor for Court to consider conf. of plan today instead of 7/6, filed 6/13 #75 (Obj. To conf. Of plan filed 6/17 # 76 by Master Financial (Clark) set for 7/6) Amended notice by debtor filed 6/24 #77		

7/5/2005 RWK

11:30 A. M. - TRIAL

Bowman	GARY FOBARE-CH7	00-1389	Creasy/NS
	AP 00-00197: Recover Money or Property:- <i>Scheduled at 4/12 ptc</i> Trustee v. Universal Freight Systems Inc (Hopkins)		
	Trustees motion for Default Judgement against Universal Freight Systems filed 3/11 #85 Objection to Entry of Default Judgment filed 4/5 #86 by Universal Freight Systems (Hopkins)		
McLean	PAMELA T. JOHNSON	04-3685	Vogel/GR
	AP 05-07021: Det. Dischargeability Michael A & Patrice L. Bostic, et als (Lori Thompson/A.Carter Magee) v. Debtor <i>Amended Complaint filed 2/18 #8; Amended Summons Issued #10 -</i> <i>contd fr 4/7,5/4 & 6/21</i>		
McLean	TED JOHNSON	04-3654	Vogel/NS
	AP 05-07023: Det. Dischargeability – <i>contd from 4/7</i> Michael A & Patrice L. Bostic, et als (Lori Thompson/A.Carter Magee) v. Debtor <i>Amended Complaint filed 2/18 #6; Amended Summons Issued #8 - contd from 5/4 & 6/21</i>		
Pro se	FRANK FARRIER	04-3653	Creasy/SJ
	AP 05-07022: Det. Dischargeability Michael A & Patrice L. Bostic, et als (Lori Thompson/A.Carter Magee) v. Debtor <i>Amended Complaint filed 2/18 #6; Amended Summons Issued #8 - contd fr 4/7 & 6/21</i> <i>–Answer to Amended Complaint filed 3/25; # 10 (Farrier, pro se) - contd from 5/4</i>		

7/5/2005 RWK

2:00 P.M.

BOWMAN	VERONICA CAROL ZIELENSKI	04-02731	McLean/AF
	A/P 04-00100: Debtor v. Weitz & Luxenberg, PC Notice of trial filed 4/5/05; #11 <i>Order entered 6/19 #18 resolves matter with negative notice & opportunity to obj; any</i> <i>objs filed to be scheduled for further hearing on 8/9 @11; absent objs, ord self-</i> <i>executing)</i>		

Mtn for Summary Judgment/Affirmation of Michael Pederson(Goldstein) filed 6/16
#12,15

Mtn for Summary Judgment/Memorandum of Law in Support of Def. Mtn filed 6/16
#13,15

Mtn to Appear Pro Hac Vice/Mtn for entry of order admitting Michael Pederson filed
6/16 #16, 14